



General Assembly

Amendment

February Session, 2014

LCO No. 5590

SB0007105590SD0

Offered by:

SEN. WILLIAMS, 29th Dist.
SEN. LOONEY, 11th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. DOYLE, 9th Dist.
SEN. LEBEAU, 3rd Dist.
SEN. DUFF, 25th Dist.
SEN. SLOSSBERG, 14th Dist.
SEN. STILLMAN, 20th Dist.
SEN. CHAPIN, 30th Dist.

SEN. FASANO, 34th Dist.
SEN. WITKOS, 8th Dist.
SEN. CASSANO, 4th Dist.
SEN. MEYER, 12th Dist.
REP. GENTILE, 104th Dist.
REP. SHABAN, 135th Dist.
REP. WIDLITZ, 98th Dist.
REP. CANDELARIA, 95th Dist.

To: Subst. Senate Bill No. 71

File No. 34

Cal. No. 59

"AN ACT CONCERNING ONLINE EDUCATION OPTIONS FOR BOATING AND HUNTING SAFETY."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subdivision (8) of section 22a-905 of the 2014 supplement
4 to the general statutes is repealed and the following is substituted in
5 lieu thereof (*Effective from passage*):

6 (8) "Mattress" means any resilient material or combination of
7 materials that is enclosed by a ticking, that is used alone or in
8 combination with other products, and that is intended for or promoted
9 for sleeping upon. "Mattress" includes any foundation, [and any]
10 renovated foundation or renovated mattress. "Mattress" does not

11 include any of the following: (A) An unattached mattress pad, an
12 unattached mattress topper, including any item with resilient filling,
13 with our without ticking, that is intended to be used with or on top of
14 a mattress, (B) a sleeping bag [,] or pillow, (C) a car bed, (D) juvenile
15 products, including a carriage, basket, dressing table, stroller, playpen,
16 infant carrier, lounge pad, crib bumper [,] and any pad for such
17 juvenile product, (E) a product that contains liquid or gaseous filled
18 ticking, including any water bed [and] or any air mattress that does not
19 contain upholstery material between the ticking and the mattress core,
20 [and] or (F) any upholstered furniture that does not otherwise contain
21 a detachable mattress, including, but not limited, to a fold-out sofa bed
22 or a futon;

23 Sec. 2. Subsections (h) and (i) of section 22a-905a of the 2014
24 supplement to the general statutes are repealed and the following is
25 substituted in lieu thereof (*Effective from passage*):

26 (h) On or before July 1, 2014, and every two years thereafter, the
27 council shall propose a mattress stewardship fee for all mattresses sold
28 in this state except crib and bassinette mattresses. The council may
29 propose a change to the mattress stewardship fee more frequently than
30 once every two years if the council determines such change is needed
31 to avoid funding shortfalls or excesses for the mattress stewardship
32 program. Any proposed mattress stewardship fee shall be reviewed by
33 an auditor to assure that such assessment does not exceed the cost to
34 fund the mattress stewardship program described in subsection (a) of
35 this section and to maintain financial reserves sufficient to operate said
36 program over a multiyear period in a fiscally prudent and responsible
37 manner. Not later than sixty days after the council proposes a mattress
38 stewardship fee, the auditor shall render an opinion to the
39 Commissioner of Energy and Environmental Protection as to whether
40 the proposed mattress stewardship fee is reasonable to achieve the
41 goals set forth in this section. If the auditor concludes that the mattress
42 stewardship fee is reasonable, then the proposed fee shall go into effect
43 not less than ninety days after the auditor notifies the commissioner

44 that the fee is reasonable. If the auditor concludes that the mattress
 45 stewardship fee is not reasonable, the auditor shall provide the council
 46 with written notice explaining the auditor's opinion. Not later than
 47 fourteen days after the council's receipt of the auditor's opinion, the
 48 council may either propose a new mattress stewardship fee or provide
 49 written comments on the auditor's opinion. If the auditor concludes
 50 that the fee is not reasonable, the Commissioner of Energy and
 51 Environmental Protection shall decide, based on the auditor's opinion
 52 and any comments provided by the council, whether to approve the
 53 proposed mattress stewardship fee. Such auditor shall be selected by
 54 the council. The cost of any work performed by such auditor pursuant
 55 to the provisions of this subsection and subsection (k) of this section
 56 shall be funded by the mattress stewardship fee described in this
 57 subsection.

58 (i) On and after the implementation of the mattress stewardship
 59 program, [the mattress stewardship fee, established pursuant to
 60 subsection (a) of this section and described in subsection (h) of this
 61 section, shall be added to the cost of all mattresses sold to retailers and
 62 distributors in this state by each producer. On and after such
 63 implementation date, each retailer or distributor, as applicable,] each
 64 retailer shall add the amount of [such fee] the mattress stewardship
 65 fee, established in accordance with subsection (h) of this section, to the
 66 purchase price of all mattresses sold in this state. In each transaction
 67 described above, the fee shall appear on the invoice and shall be
 68 accompanied by a brief description of the fee. The council may, subject
 69 to the commissioner's approval, establish an alternative, practicable
 70 means of collecting or remitting such fee. Any producer who fails to
 71 participate in such program shall not sell mattresses in this state."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-905(8)
Sec. 2	<i>from passage</i>	22a-905a(h) and (i)